

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

VIRNETX INC., LEIDOS, INC.,

Plaintiffs,

v.

APPLE INC.,

Defendant.


§
§
§
§
§
§
§
§
§
§

CIVIL ACTION NO. 6:12-CV-00855-RWS

ORDER

At the pretrial conference on March 20, 2018, Plaintiff VirnetX Inc. (“VirnetX”) raised an objection to Apple Inc. (“Apple”) presenting its opening argument at the beginning of its case-in-chief. Docket No. 646 at 11:8–15. The Court requested VirnetX and Apple each submit supporting authority for their positions on this issue. *Id.* at 18:11–19. Upon review of the parties’ submissions (Docket Nos. 643, 648), the Court **OVERRULES** VirnetX’s objection. Apple is permitted to reserve its opening statement until VirnetX rests its case-in-chief.

So ORDERED and SIGNED this 23rd day of March, 2018.


ROBERT W. SCHROEDER III
UNITED STATES DISTRICT JUDGE